

SENATE BILL No. 229

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-33; IC 4-35.

Synopsis: Gaming regulations. Prohibits the installation of automated teller machines on riverboats and in racetrack slot machine facilities. Requires patrons of a riverboat or slot machine facility who wish to obtain or access a line of credit to submit to a breath test under certain circumstances. Restricts a patron's access to credit if the patron's breath test shows an alcohol concentration equivalent to more than 0.08 gram of alcohol per 210 liters of the patron's breath. Requires the installation of digital clocks on the interior floors of riverboats and racetrack slot machine facilities.

Effective: July 1, 2010.

Waltz

January 11, 2010, read first time and referred to Committee on Commerce, Public Policy & Interstate Cooperation.

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Second Regular Session 116th General Assembly (2010)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

SENATE BILL No. 229

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-33-2-3.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2010]: **Sec. 3.5. "Automated teller machine" means a piece of**
4 **unmanned electronic or mechanical equipment that performs**
5 **routine financial transactions for authorized individuals.**

6 SECTION 2. IC 4-33-9-17 IS ADDED TO THE INDIANA CODE
7 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2010]: **Sec. 17. A licensed owner or operating agent may not**
9 **place an automated teller machine on board a riverboat.**

10 SECTION 3. IC 4-33-9-18 IS ADDED TO THE INDIANA CODE
11 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
12 1, 2010]: **Sec. 18. (a) A licensed owner or operating agent of a**
13 **riverboat shall provide on the riverboat an alcohol breath testing**
14 **device that is approved by the commission and operated by a**
15 **person certified to use the device. Before a patron of the riverboat**
16 **may obtain or access:**

17 **(1) a line of credit provided by the licensed owner or**



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operating agent in an amount that exceeds one thousand dollars (\$1,000); or

(2) a line of credit in any amount that results in the aggregate amount of credit made available to the riverboat patron by the licensed owner or operating agent exceeding one thousand dollars (\$1,000) for the period described in subsection (c);

the patron shall submit to a breath test.

(b) A licensed owner or operating agent may not provide or permit access to a line of credit:

(1) in an amount that exceeds one thousand dollars (\$1,000); or

(2) in any amount that results in the aggregate amount of credit made available to the riverboat patron by the licensed owner or operating agent exceeding one thousand dollars (\$1,000) for the period described in subsection (c);

to a riverboat patron whose breath test shows a reading of an alcohol concentration equivalent (as defined in IC 9-13-2-2.4) to more than eight-hundredths (0.08) gram of alcohol per two hundred ten (210) liters of the patron's breath.

(c) When determining the aggregate amount of credit made available to a riverboat patron for the purposes of subsections (a)(2) and (b)(2), a licensed owner or operating agent shall consider only the amount of credit made available to the riverboat patron in the twenty-four (24) hour period preceding the time of the riverboat patron's request to obtain or access a line of credit.

SECTION 4. IC 4-33-9-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 19. (a) A licensed owner or operating agent of a riverboat shall install on each interior floor of the riverboat a digital clock that is:

(1) approved by the commission;

(2) at least equal in size to a digital clock attached before July 1, 2010, to the exterior of the licensed owner's or operating agent's riverboat, if any; and

(3) placed in a prominent location easily visible to the riverboat patrons on the interior floor.

(b) If a suitable clock is not attached to the exterior of the riverboat of a licensed owner or operating agent before July 1, 2010, the commission may approve the installation in the riverboat under subsection (a) of digital clocks that are at least equal in size to any digital clock attached to the exterior of another riverboat before July 1, 2010.

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SECTION 5. IC 4-35-2-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]: **Sec. 2.5. "Automated teller machine" means a piece of unmanned electronic or mechanical equipment that performs routine financial transactions for authorized individuals.**

SECTION 6. IC 4-35-7-15 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]: **Sec. 15. A licensee may not place an automated teller machine in a slot machine facility.**

SECTION 7. IC 4-35-7-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]: **Sec. 16. (a) If gambling games are conducted at the slot machine facility of a licensee's racetrack under this chapter, the licensee shall provide at the slot machine facility an alcohol breath testing device that is approved by the commission and operated by a person certified to use the device. Before a gambling game patron may obtain or access:**

(1) a line of credit provided by the licensee in an amount that exceeds one thousand dollars (\$1,000); or

(2) a line of credit in any amount that results in the aggregate amount of credit made available to the patron by the licensee exceeding one thousand dollars (\$1,000) for the period described in subsection (c);

the gambling game patron shall submit to a breath test.

(b) A licensee may not provide or permit access to a line of credit:

(1) in an amount that exceeds one thousand dollars (\$1,000); or

(2) in any amount that results in the aggregate amount of credit made available to the gambling game patron by the licensee exceeding one thousand dollars (\$1,000) for the period described in subsection (c);

to a gambling game patron whose breath test shows a reading of an alcohol concentration equivalent (as defined in IC 9-13-2-2.4) to more than eight-hundredths (0.08) gram of alcohol per two hundred ten (210) liters of the patron's breath.

(c) When determining the aggregate amount of credit made available to a gambling game patron for the purposes of subsections (a)(2) and (b)(2), a licensee shall consider only the amount of credit made available to the patron in the twenty-four (24) hour period preceding the time of the patron's request to obtain or access a line of credit.

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1 SECTION 8. IC 4-35-7-17 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2010]: **Sec. 17. (a) A licensee shall install on each interior floor
4 of the licensee's slot machine facility a digital clock that is:**

5 **(1) approved by the commission;**

6 **(2) at least equal in size to a digital clock attached before July
7 1, 2010, to the exterior of the slot machine facility, if any; and**

8 **(3) placed in a prominent location easily visible to the
9 gambling game patrons on the interior floor.**

10 **(b) If a suitable clock is not attached to the exterior of a
11 licensee's slot machine facility before July 1, 2010, the commission
12 may approve the installation in the slot machine facility under
13 subsection (a) of digital clocks that are at least equal in size to any
14 digital clock approved under IC 4-33-9-19.**

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